

OCTOBER 1998 SESSION

Cecil W. Crowson
Appellate Court Clerk

Appellee.

AFFIRMED - RULE 20

As to the 1981 second degree burglary conviction, the statute of limitations expired July 1, 1989. Carter v. State, 952 S.W.2d 417, 418 (Tenn. 1997). Petitioner asserted no grounds entitling him to relief under Burford v. State, 845 S.W.2d 204 (Tenn. 1992).

As to the November 1992 failure to appear conviction, the statute expired May 10, 1996. Carter, 952 S.W.2d at 420; Robert Duane Bitner v. State, C.C.A. No. 02C01-9705-CC-00177, Carroll County (Tenn. Crim. App. filed February 24, 1998, at Jackson). No grounds are asserted which would entitle petitioner to relief under Tenn. Code Ann. § 40-30-202(b).

The judgment of the trial court is affirmed pursuant to Rule 20, Tennessee Court of Criminal Appeals. It appearing that the petitioner is indigent, costs shall be taxed to the state. So ordered.

Enter:

JOE G. RILEY, JUDGE

CONCUR:

PAUL G. SUMMERS, JUDGE

JOSEPH M. TIPTON, JUDGE